

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MAGTEN ASSET MANAGEMENT
CORPORATION,

Plaintiff,

V.

MICHAEL J. HANSON and ERNIE J. KINDT,

Defendants.

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) C.A. No. 05-499-JJF
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ORDER

IT IS HEREBY ORDERED this ____ day of February, 2008 that Defendants' Michael J. Hanson and Ernie J. Kindt's Motion in Limine to Exclude Evidence Relating to Increased Cost of Capital and/or Evidence of Undercapitalization is GRANTED.

Honorable Joseph J. Farnan, Jr.